UNITED STATES DISTRICT COURT

District of Minnesota NOTICE OF APPEAL

USCA 8 NO.: TBA United States of America, 21-cr-108 (PAM/TNL) (3) Plaintiff, District Court Docket Number VS. The Honorable Paul A. Magnuson District Court Judge J Alexander Kueng, Defendant. Defendant Appeals to the United States Court of Appeals Notice is given that For the Eighth Circuit from the: Judgment & Commitment Order (Specify) Entered in this action on: July 27, 2022 /s/ Thomas C. Plunkett Thomas C. Plunkett Typed name of Defendant's Counsel Signature of Defendant's Counsel 101 East Fifth Street, Suite 1500 (651) 222-4357 Street Address/Room Number Telephone Number St. Paul, MN 55101 10 August 2022 City, State, Zip Date TRANSCRIPT ORDER FORM TO BE COMPLETED BY ATTORNEY FOR APPELLANT Please Prepare a transcript of: I am not ordering a transcript because: Pre-trial proceedings Previously filed Other (Specify) Testimony or Trial Vol I and Portions thereof Sentencing Post Trial Proceedings Other (Specify) CERTIFICATE OF COMPLIANCE Appellant hereby certifies that copies of this notice of appeal/transcript order form have been filed/served upon US District Court, court reporter and all counsel of record, and that satisfactory arrangements for payment of costs of transcripts ordered have been made with the court reporter. (FRAP 10(b)). Method of payment _____Funds, X CJA Form 24 completed /s/ Thomas C. Plunkett August 10, 2022 Attorney's Signature **NOTE: Complete All Items on Reverse Side**

INFORMATION SHEET TO BE COMPLETED BY ATTORNEY FOR APPELLANT

| 1. | Defendant's Addres | ss: <u>ADDR</u> | ESS REDAC | TED | | | |
|---|-------------------------------|--------------------------------------|--|-----------------|--------------------------|---------------|---------------------------------------|
| | | ADDR | ESS REDAC | TED | | | |
| 2. | Date of Sentence: | July 27, 20 | 022 | | $\underline{\mathbf{X}}$ | Jury | Non-Jury |
| | Offense(s): 18 l | U.S.C. Sectio | ection 242 – Deprivation of Rights Under Color of Law - 2 Counts | | | | |
| Out of Custody 1 | | | | | | | |
| Trial Testimony – Number of Days | | | 20 | Bail Status | s: | Surrende | er to BOP |
| 3. | 3. Sentence and Date Imposed: | | The defendant was committed to United States Bureau of | | | | |
| | | | Prisons for Thirty-Six (36) Months on Count Two (2), and Thirty- | | | | |
| | | | Six (36) Months on Count Three (3), to be served concurrently. | | | | |
| 4. | Appealing: | Sentence | Conv | viction X | Bot | h | |
| | Challenging: | Application of Sentencing Guidelines | | | | | |
| Constitutionality of Guidelines | | | | | | | |
| Both Application and Constitutionality | | | | | | | |
| 5. Date Trial Transcript ordered by Counsel or District Court: UNK | | | | | | | |
| Stenographer in Charge: Renee Rogge | | | | | | | |
| United States District Court, 316 Address: Robert Street, St. Paul, MN 5510 | | | | | | | |
| | | | | | | | , St. Paul, MN 5510 |
| | | | | Phone: | (6 | 12) 664-510 | 7 |
| 6. | Trial Counsel Was: | | Appointed (ne | o fee required) | <u>X</u> | Retained | (filing fee \$### unless IFP granted) |
| Does Defendant's financial status warrant appointment of counsel on appeal? | | | | | | | n appeal? |
| | | <u>X</u> | Yes | No | | | |
| Affidavit of Financial Status filed: 8-10-2022 | | | | | | | |
| | | | | | | | |
| Is there any reason why trial counsel should not be appointed as counsel on appeal? | | | | | | | |
| | | <u>X</u> | Yes | No | | | |
| 7. | Assistant US Attorn | | | eAnn I | n Bell | | |
| | | | | 2) 664 | 664-5616 | | |
| | | Co | ourt Reporte | er Acknowle | dgmen | t | |
| | | | . | | | | |
| Date Order Received | | Estimated Completion Date | | te | Est. Number of Pages | | |
| 24 | 31301 11001,04 | 1 | | p1011011 Du | | 230. 1 (01110 | |
| Court Reporter Signature | | | | | | Date | |
| | 1 0 | | | | | | |
| Noti | ceofAppeal (10/12) | | | | | | |